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DISTRICT OF UTAH
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Attorneys for Plaintiff The SCO Group, Inc.

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF UTAH

THE SCO GROUP, INC.

Plaintiff/Counterclaim-
Defendant,

vs.

INTERNATIONAL BUSINESS
MACHINES CORPORATION,

Defendant/Counterclaim-
Plaintiff.

~~Proposed~~ ORDER GRANTING
PLAINTIFF'S EX PARTE MOTION
FOR LEAVE TO FILE OVER-
LENGTH MEMORANDUM

Civil No. 2:03CV0294 DAK

Honorable Dale A. Kimball

Magistrate Judge Brooke Wells

This matter comes before the Court on the Ex Parte Motion of Plaintiff/Counterclaim-
Defendant The SCO Group ("SCO") for Leave to File an over-length Memorandum in
Opposition to Defendant International Business Machines' Motion for Partial Summary

201

Judgment on its Tenth Counterclaim for Declaratory Judgment of Non-Infringement and in Support of its Rule 56(b) Motion. The Court, having considered the matter, hereby determines that good cause and exceptional circumstances exist and here ORDERS that SCO be granted leave to file its over-length Memorandum.

DATED: July 9, 2004.

BY THE COURT:


Honorable Dale A. Kimball

CERTIFICATE OF SERVICE

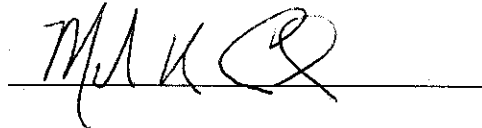
Plaintiff, The SCO Group, hereby certifies that a true and correct copy of [Proposed]
**ORDER GRANTING PLAINTIFF'S EX PARTE MOTION FOR LEAVE TO FILE
OVERLENGTH MEMORANDUM** was served on Defendant International Business Machines
Corporation on the 9th day of July, 2004, as follows:

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A handwritten signature, likely "M. A. K. Q.", is written over a horizontal line.

kvs

United States District Court
for the
District of Utah
July 12, 2004

* * CERTIFICATE OF SERVICE OF CLERK * *

Re: 2:03-cv-00294

True and correct copies of the attached were either mailed, faxed or e-mailed by the clerk to the following:

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